

## **8.2.5 DISTRICT ATTORNEY'S OFFICE – RESPONSE TO OFFICER INVOLVED SHOOTING AND IN-CUSTODY DEATH INVESTIGATIONS**

Revised November 8, 2017

The Department will participate in the District Attorney's (DA) county-wide program whereby a District Attorney Team (DA Team) has the discretion to respond to the scene of an officer-involved hit shooting and ICD. The DA Team will not interview any officer involved in those incidents. The DA has agreed to accept the Long Beach Police Department's reports as the statement of the officer involved and as the statement of any police officer witness.

The procedures followed during ICDs shall be consistent with those for handling officer-involved hit shooting investigations. The DA Team may not always respond to ICD investigations. The decision to respond will be based upon the circumstances of the incident and will be made by the DA's Office.

### **8.2.5.1 DISTRICT ATTORNEY'S OFFICE – AT THE SCENE**

Revised November 8, 2017

It shall be the responsibility of the assigned Homicide Supervisor or Homicide Detective to coordinate the investigation with personnel from the DA's office.

As soon as practical, the Homicide Supervisor or Homicide Detective shall:

- 1) Call the DA Command Post;
- 2) Provide DA personnel with a briefing;
- 3) Provide a location within the crime scene for the DA Team to clearly observe the crime scene, physical evidence and investigation;
- 4) Escort the DA Team into the scene:
  - a) The DA Team may not enter without an escort from the Homicide Supervisor/Detective; and
- 5) Allow DA personnel to inspect the physical evidence found at the scene.

Homicide shall provide a comprehensive walk-through of the scene for the DA Team and take additional photographs, measurements, or other investigative steps as requested. The walk-through shall include an explanation of the incident and the identification of all civilian and sworn witnesses and principals, and their whereabouts.

### **8.2.5.2 DISTRICT ATTORNEY'S OFFICE – AT THE STATION**

Revised November 8, 2017

The Homicide Supervisor/Detective shall continue to coordinate the investigation with the DA Team. The DA Team may be present when detectives interview

civilian witnesses. The DA Team will not be allowed to ask questions during the initial interview phase. After Homicide Detectives have finished their initial questioning, they may ask the DA Team if they have any further questions for the civilian witnesses. These interviews will be recorded.

Homicide will contact the DA Team regarding any subsequent interviews. The DA Team may choose to be present for these interviews. The Homicide Supervisor/Detective shall make every effort to apprise the DA Team on the progress of the investigation.

#### **8.2.5.3 DISTRICT ATTORNEY'S OFFICE NOTIFICATION – OFF-DUTY OFFICER INVOLVED SHOOTING INVESTIGATIONS**

Revised November 8, 2017

If the shooting occurs within the City of Long Beach, the shooting shall be handled per the guidelines set forth in this policy.

If the shooting occurs outside the City of Long Beach, the outside agency shall have primary responsibility for investigating the shooting and will follow their own District Attorney protocol. LBPD personnel will not make any notification to the Los Angeles County DA regarding off-duty shootings outside of Long Beach city limits.